IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO.986 OF 2004

M/s.Krishnali Resorts Pvt. Ltd. .. Appellant.
Versus
Maharashtra Tourism Development Corporation Ltd. .. Respondent.

Shri Y.S.Jahagirdhar i/b Smt.Geeta Shastri and Shri Ameet Shastri for the appellants.

Shri V.P.Sawant with Shri C.N.Mehta i/b M/s.Desai & Chinoy for the respondents.

CORAM : S.B.MHASE &
D.B.BHOSALE, JJ.
DATE : APRIL 29, 2005.

P.C.

1. Heard Shri Jahagirdhar and Shri Sawant for the appellants and defendants respectively. On behalf of M/s.Krishnali Resorts Pvt. Ltd., one of the Directors Smt.Vidya Belose is present and she states that she has authority to represent M/s.Krishnali Resorts Pvt. Ltd. and each of its Directors as per authorisation given by them. Shri S.V.Patel, Senior Manager (Legal) Maharashtra Tourism Development Corporation is present for the respondent and he is duly authorised person on behalf of the respondents. The matter is settled between the parties and the minutes of order have been tendered. The minutes of order is taken on record and marked "X" for identification. In the minutes of order there are undertakings given by Smt.Vidya Belose for herself and on behalf of other

Directors of M/s.Krishnali Resorts Pvt. Ltd. Those undertakings are accepted. However, it is directed that within a period of one week a resolution of M/s.Krishnali Resorts Pvt. Ltd. giving authorisation in favour of Smt.Vidya Belose to sign this minutes of order, shall be produced before this court. The first appeal is, accordingly, disposed of in terms of the minutes of order. The office is directed to draw the decree accordingly.

2. Since the payment scheme has been provided for in the minutes of order and undertakings therein, the amount of Rupees Thirty Lakhs deposited in the trial Court during the pendency of this appeal and which is deposited in the Nationalised Bank is allowed to be withdrawn. However, such withdrawal is permitted after the resolution, as directed above, is produced in this court and production of resolution is a condition precedent for withdrawal of the amount from the trial Court. The first appeal is disposed of in the aforesaid terms.

3. The parties including the trial Court to act on an ordinary copy of this order duly authenticated by the Registry of this Court.

(D.B.BHOSALE, J.) **(S.B.MHASE, J.)**

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